

OFFICIAL BALLOT
for the
TOWN OF BAR HARBOR

Town Logo

ANNUAL TOWN MEETING
JUNE 8, 2010

Clerk's signature

INSTRUCTIONS TO VOTERS

Complete the oval ☐ at the left of the name of the candidate for whom you choose to vote, like this: ☒ Follow directions as to the number of candidates to be marked for each office. You may vote for a person whose name does not appear on the ballot by writing the person's name in the blank space provided and completing the oval at the left. If you make a mistake, you may request a new ballot. DO NOT ERASE.

<p>TOWN COUNCIL</p> <p>Vote for No More Than TWO - 3 Year Term</p> <div><input type="radio"/> DANCY, DESSA</div> <div><input type="radio"/> HORTON, MATTHEW R.</div> <div><input type="radio"/> PARADIS, PAUL A.</div> <div><input type="radio"/> RILEY, JAMES N., JR.</div> <div><input type="radio"/> WALSH, CHRISTOPHER R.</div> <div><input type="radio"/> _____ (write-in)</div> <div><input type="radio"/> _____ (write-in)</div>	<p>SUPERINTENDING SCHOOL COMMITTEE</p> <p>Vote for No More Than TWO – 3 Year Term</p> <div><input type="radio"/> BURTON, JOSEPH T., III</div> <div><input type="radio"/> MCEACHERN, MATTHEW W.</div> <div><input type="radio"/> _____ (write-in)</div> <div><input type="radio"/> _____ (write-in)</div> <p>Vote for No More Than ONE – One Year Term</p> <div><input type="radio"/> HUBBELL, BRIAN L.</div> <div><input type="radio"/> _____ (write-in)</div>	<p>MDI SCHOOL DISTRICT TRUSTEE</p> <p>Vote for No More Than ONE - 3 Year Term</p> <div><input type="radio"/> WEBBER, ROBERT C.</div> <div><input type="radio"/> _____ (write-in)</div>
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VOTE BOTH SIDES

. Complete the oval next to your choice, like this. Completing the YES oval means you are in favor. Completing the NO oval means you are opposed. If you make a mistake, you may request a new ballot. DO NOT ERASE

Article 2 – CHARTER MODIFICATION – As Recommended by the Charter Commission
– Shall the Town of Bar Harbor approve the charter modification recommended by the Charter Commission, dated October 27, 2009 and summarized below?

YES
NO

Substantive changes to the Charter include:

- Clarifying provisions for proprietary budgets (budgets whose revenue comes from user fees, e.g. sewer budget), including a requirement for a public hearing.
- Limiting Town Meeting action to business advertised on the Warrant.
- Permitting Town Meeting to make amendments to the advertised budget only by ballot.
- Requiring one year as a registered voter before running for Council or School Committee.
- Eliminating the position of Secretary on the Council and School Committee, since they have no duties.
- Prohibiting employment of Councilors and School Committee members as part-time town employees or independent contractors. (Full-time employment is already prohibited.)
- Requiring advance declaration of write-in candidates and a minimum of 25 votes to be elected (approximately the same as the number of petition signatures required for a candidate to be listed on the ballot).
- Clarifying that citizen-initiated resolutions are subject to existing initiative provisions of the Charter, and adding a requirement that any Town Meeting vote must be by secret ballot at a town election, rather than at an open town meeting.

Recommendations:

The nine member Charter Commission recommends adoption, by a vote of 9 to 0.

The seven member Council recommends adoption, by a vote of 7 to 0.

The 22 member Warrant Committee recommends adoption, by a vote of 18 to 0.

Article 3 – LAND USE ORDINANCE AND MAP AMENDMENT - Downtown Village I, II and Village Transitional Districts, and Official Zoning Map Amendment – Shall an Ordinance dated February 2, 2010 and entitled “An amendment to adopt standards for the Downtown Village I and II and Village Transitional Districts, Appendix C Table of Permitted Uses, and a revision to the Official Zoning District Map” be enacted?

YES
NO

Recommendations:

The five member Planning Board recommends adoption, by a vote of 4 to 0.

The 22 member Warrant Committee recommends adoption, by a vote of 15 to 3.

Article 4 – Definition of Commercial Agriculture and Appendix C Amendment – Shall an Ordinance dated February 2, 2010 and entitled “An amendment to revise the definition of Commercial Agriculture and amend Appendix C, Table of Permitted Uses” be enacted?

YES
NO

Recommendations:

The five member Planning Board recommends rejection, by a vote of 4 to 0.

The 22 member Warrant Committee recommends rejection, by a vote of 11 to 7.

Article 5 - LAND USE ORDINANCE AMENDMENT –Certificate of Occupancy and Performance Guarantee Standards – Shall an Ordinance dated February 2, 2010 and entitled “An amendment to revise standards for Certificate of Occupancy and Performance Guarantee’s” be enacted?

- ☐ YES
- ☐ NO

Recommendations:
The five member Planning Board recommends adoption, by a vote of 4 to 0.
The 22 member Warrant Committee recommends adoption, by a vote of 18 to 0.

Article 6 - LAND USE ORDINANCE AMENDMENT – Planned Unit Development – Outlying Area – Shall an Ordinance dated February 2, 2010 and entitled “An amendment to revise standards for Planned Unit Development – Outlying Area” be enacted?

- ☐ YES
- ☐ NO

Recommendations:
The five member Planning Board recommends adoption, by a vote of 4 to 0.
The 22 member Warrant Committee recommends adoption, by a vote of 18 to 0.

Article 7 - LAND USE ORDINANCE AND MAP AMENDMENT – Town Hill Village District and Map and Town Hill Mini-Plan – Shall an Ordinance dated February 2, 2010 and entitled “An amendment to rezone parts of Town Hill into the Town Hill Village District,” along with an amendment to the 2007 Comprehensive Plan entitled “Town Hill Mini Plan” be enacted?

- ☐ YES
- ☐ NO

Note: This article proposes changes to the Land Use Ordinance and the Comprehensive Plan which affect Town Hill. The changes to both documents are being presented in the same articles so that the provisions of both documents will remain compatible, as required by state statute. If adopted, this article will also amend various definitions in the Land Use Ordinance.

Recommendations:
The five member Planning Board recommends rejection, by a vote of 4 to 0.
The 22 member Warrant Committee recommends rejection, by a vote of 11 to 7.
The seven member Council, pursuant to the Town Charter §C-5(2)(e), recommends adoption of the Town Hill Village District Mini Plan, by a vote of 5 to 2.

GO TO NEXT BALLOT AND CONTINUE VOTING

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Article 8 – LAND USE ORDINANCE AMENDMENT - Village Historic District and Official Zoning Map – Shall an Ordinance dated February 2, 2010 and entitled “An amendment to adopt standards for Village Historic District and revise the Official Zoning District Map” be enacted?

☐ YES
☐ NO

Recommendations:

The five member Planning Board recommends adoption, by a vote of 4 to 0.
The 22 member Warrant Committee recommends adoption, by a vote of 19 to 0.

Article 9 - LAND USE ORDINANCE AND MAP AMENDMENT – Village Residential District and Official Zoning Map Amendment – Shall an Ordinance dated February 2, 2010 and entitled “An amendment to adopt standards for Village Residential District and revise the Official Zoning District Map” be enacted?

☐ YES
☐ NO

Recommendations:

The five member Planning Board recommends adoption, by a vote of 4 to 0.
The 22 member Warrant Committee recommends adoption, by a vote of 19 to 0.

Article 10 – LAND USE ORDINANCE AMENDMENT - Shoreland Standards – Shall an Ordinance dated February 2, 2010 and entitled “An amendment to update the standards for Shoreland Districts” be enacted?

☐ YES
☐ NO

Recommendations:

The five member Planning Board recommends adoption, by a vote of 4 to 0.
The 22 member Warrant Committee recommends adoption, by a vote of 19 to 0.

Article 11 - LAND USE ORDINANCE AMENDMENT – Historically and locally significant properties – Shall an Ordinance dated February 2, 2010 and entitled “An amendment to revise Appendix A and B – List of Historically Significant Properties” be enacted?

☐ YES
☐ NO

Recommendations:

The five member Planning Board recommends adoption, by a vote of 4 to 0.
The 22 member Warrant Committee recommends adoption, by a vote of 19 to 0.

Article 12 - LAND USE ORDINANCE AMENDMENT – Loading Zone Standards – Shall an Ordinance dated February 2, 2010 and entitled “An amendment to revise standards Loading Zone” be enacted?

☐ YES
☐ NO

Recommendations:

The five member Planning Board recommends adoption, by a vote of 4 to 0.
The 22 member Warrant Committee recommends adoption, by a vote of 19 to 0.

VOTE BOTH SIDES

Article 13 - LAND USE ORDINANCE AMENDMENT– Shoreland General Development III – Shall an Ordinance dated February 2, 2010 and entitled “An amendment to create a new district entitled Shoreland General Development III with accompanying dimensional controls, allowed uses and Design Review Board authority, and a map amendment” be enacted?

☐ YES
☐ NO

Recommendations:
*The five member Planning Board recommendation to adopt, failed by a tied vote of 2 to 2.
The 22 member Warrant Committee recommends adoption, by a vote of 14 to 5.*

Article 14 – NORTHEAST CREEK – To see if the Town of Bar Harbor will adopt the following vote to assist with the financing of Northeast Creek, a project of the Bar Harbor Housing Authority:

☐ YES
☐ NO

1. That a sum not to exceed \$1,000,000 is hereby appropriated for the purpose of assisting the Bar Harbor Housing Authority with the costs of its Northeast Creek housing project, on terms deemed appropriate by the Council; and
2. That the Treasurer and Chair of the Town Council, acting pursuant to the provisions of 30-A M.R.S.A. Section 5772, are hereby authorized to issue general obligation securities of the Town of Bar Harbor (with or without call provisions and with or without premium, and including temporary notes in anticipation of the sale thereof) in an aggregate principal amount not to exceed One Million dollars (\$1,000,000.00); and
3. That the discretion to fix the date(s), maturity(ies), interest rate(s), denominations(s), place(s) of payment, form and other details of said securities, including execution and delivery of said securities on behalf of the Town of Bar Harbor, and to provide for the sale thereof, is hereby delegated to the Treasurer and Chair of the Town Council; and
4. That the Town raise and appropriate the additional sum of \$90,756 for the Municipal Budget for FY11 (7/1/10 to 6/30/11) for debt service for Northeast Creek.
5. That the \$1,000,000.00 in bonding authority granted by Article 5 of the Town Meeting held on June 5, 2007 is hereby repealed.

FINANCIAL STATEMENT
As of June 1, 2010

1. **Total Town Indebtedness**

A. Bonds outstanding and unpaid	\$	9,263,740
B. Bonds authorized and unissued	\$	5,140,947
C. Bonds to be issued if this article is approved:	\$	1,000,000
2. **Costs**

At an estimated interest rate of 6.5% for a twenty (20) year maturity, the estimated costs for this bond issue will be:

Principal	\$	1,000,000
Interest	\$	815,128
Total Debt Service	\$	1,815,128
3. **Validity**

The validity of the bond and of the voters’ ratification of the bond may not be affected by any error in the above statements. If the actual amount of the total debt service for the bond issues varies from the estimate, the ratification by the voters is nevertheless conclusive and the validity of the bond issue is not affected by reason of the variance.

/s/ _____
Stanley W. Harmon
Treasurer of the Town of Bar Harbor

Recommendations:
*The seven member Town Council recommends rejection, by a vote of 4 to 3.
The 22 member Warrant Committee recommends rejection, by a vote of 14 to 5.*

VOTING COMPLETE